

UNITED STATES DISTRICT COURT

for the

Northern District of Mississippi

CAROLYN JO FREDERICK

*Plaintiff*

v.

ITAWAMBA COUNTY, MISSISSIPPI and  
KENNETH KNIGHT

*Defendant*

Civil Action No.

1:09 CV 297-D-D

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* ITAWAMBA COUNTY, MISSISSIPPI  
C/O CHANCERY JAMES E. WITT  
201 WEST MAIN STREET  
FULTON, MS 38843

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JIM WAIDE  
WAIDE & ASSOCIATES, P.A.  
P.O. BOX 1357  
TUPELO, MS 38802

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*Sandra Crewe*  
CLERK OF COURT

Date: *December 9, 2009*

*Debi Howard*  
Signature of Clerk or Deputy Clerk

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) James E. With  
 was received by me on (date) 1/21/2010

☒ I personally served the summons on the individual at (place) Itawamba County Courthouse  
 on (date) 1/21/2010 ; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on (name of individual) \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_  
 on (date) \_\_\_\_\_ ; or

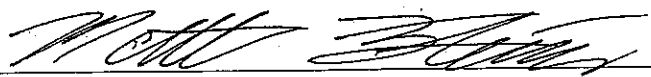
☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: 1/26/2010

  
 Server's signature

Matt Flinn Process Server  
 Printed name and title

**WAIDE & ASSOCIATES, P.A.**  
**ATTORNEYS-AT-LAW**  
 P.O. BOX 1357  
 TUPELO, MISSISSIPPI 38802-1357

Additional information regarding attempted service, etc: